

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

JULIE ANNE ZAEBST, RANJEEV : CIVIL ACTION
TANWAR :
v. :
: NO. 23-1732
: PROGRESSIVE ADVANCED :
INSURANCE COMPANY :
:

ORDER

AND NOW, this 29th day of June 2023, upon considering Defendant's Motion to dismiss (ECF Doc. No. 12), Plaintiff's Response (ECF Doc. No. 13), Defendant's Reply (ECF Doc. No. 15), and for reasons in today's accompanying memorandum, it is **ORDERED** Defendant's Motion to dismiss (ECF Doc. No. 12) is **GRANTED in part** and **DENIED in part** requiring:

1. We **dismiss** Plaintiffs' claims for statutory bad faith without prejudice;
2. We allow Plaintiffs to proceed on the breach of contract, unfair trade practices, and fraud claims subject to further review; and,
3. Defendant shall file an Answer no later than **July 13, 2023**.



KEARNEY, J.